

The City Council Regular Session meeting was called to order at 7:00 P.M., by Mayor Stu Ferguson with Councilors Miller, Harriman, Houck and Nesbitt present along with City Attorney Landwehr, City Manager Coleman, City Clerk Davidson, Police Chief Robinson, WSC Liaison Cruz, Event Manager Messner, several interested citizens and the press. A Council quorum was present.

Consideration of Minutes:**Regular Session Meeting Minutes of December 28, 2010.**

Councilor Nesbitt moved and Councilor Miller seconded the motion to approve the Regular Session Meeting minutes of December 28, 2010, as presented.

Roll call vote, yes: Miller, Ferguson, Houck, Nesbitt. Motion carried.

Roll call vote, no: None.

Roll call vote, abstain: Harriman. She was absent from the meeting.

Pre-Scheduled Citizens: None.

Unfinished Business: None.

New Business:

Appointment to Vacancy on Planning & Zoning Commission. Mr. Edmund Seymour was interviewed for the Planning & Zoning Commission vacancy at last week's Council Work Session meeting.

Councilor Nesbitt moved and Councilor Houck seconded the motion to appoint Edmund Seymour to the Planning & Zoning Commission with a term to expire in May, 2012.

Roll call vote, yes: Harriman, Ferguson, Houck, Nesbitt, Miller. So carried.

Roll call vote, no: None.

Set Public Hearing on VFW Club Liquor License. City Clerk Davidson informed Council that the VFW Club had failed to renew their Club Liquor License in 2010, therefore they are required to apply for a new license. The application, associated paperwork and fees have been submitted and the City Attorney, Police Chief, Building Official and Fire Marshal are reviewing the application. Council can set the public hearing for the Regular Session on February 22nd or at a Special Session on February 15th. These Public Hearing dates would meet the requirements of State Statutes.

Councilor Miller moved and Councilor Nesbitt seconded the motion to set the Public Hearing on the Gunnison Post #4267 Veterans of Foreign Wars, 107 S. 12th Street, in Gunnison, for a new Club Liquor License for a Special Session meeting at 7:00 P.M., Tuesday, February 15, 2011, in the Council Chambers of City Hall, 201 W. Virginia Avenue, in Gunnison.

Roll call vote, yes: Ferguson, Houck, Nesbitt, Miller, Harriman. So carried.

Roll call vote, no: None.

Action on RETA Escrow Agreement. The Real Estate Transfer Assessment (RETA) Escrow Agreement was discussed at last week's Work Session meeting.

Councilor Harriman moved and Councilor Miller seconded the motion to approve the RETA Agreement and to authorize the Mayor to sign said Agreement.

Roll call vote, yes: Houck, Nesbitt, Miller, Harriman, Ferguson. So carried.

Roll call vote, no: None.

Action on Quiznos Pro Challenge Funding. City Manager Coleman explained the City Participation Agreement containing the City Attorney's and City Staff's recommendations is under review by Medalist Sports. Once their comments are received and reviewed, Staff will bring the Agreement to Council for their consideration.

Councilor Miller moved and Councilor Nesbitt seconded the motion to approve the expenditure of \$44,000 with the dollars to be utilized from the Economic Development Fund in the amount of \$24,000 and the remaining \$20,000 to be expended from the General Fund Reserve.

Roll call vote, yes: Nesbitt, Miller, Harriman, Ferguson, Houck. So carried.

Roll call vote, no: None.

Designate Official City Posting Places. City Clerk Davidson explained this official designation is done at the first Regular Session Meeting of each year.

Councilor Nesbitt moved and Councilor Harriman seconded the motion to designate the bulletin board located inside the north entrance of City Hall and the bulletin board located inside the east entrance of City Hall as the official posting places for the City of Gunnison. Councilor Nesbitt stated official information is also posted on the City's website.

Roll call vote, yes: Miller, Harriman, Ferguson, Houck, Nesbitt. So carried.

Roll call vote, no: None.

Ordinances and Resolutions: None.

City Attorney: Rod Landwehr. Nothing to report.

City Manager: Ken Coleman. City Manager Coleman reported on the following: the bids on the 2011 City equipment have been opened and all will come within budget; the gas and diesel fuels bids were received and Alta is the lowest for diesel and Parrish is the lowest for gasoline so we may have dual services for 2011; the Quiznos event committee meetings continue and a downtown start is being considered; on the health insurance issue, 25 entities are now in the lawsuit against RHPI and at the bankruptcy hearing on December 29th RHPI contended there was no wrongdoing; he attended the Mayors'/Managers' meeting last week and there were positive reports from everyone but most entities had heard nothing about the proposed ORE inter-governmental agreement that was given to the City; and the basin's snowpack is now up.

Acting City Manager: Police Chief Robinson. Chief Robinson reported he continues to work on proposed medical marijuana rules for the City and he will be bringing that discussion forward to Council next week. Staff has questions to get direction from Council on regulations and licensing. The ballot question will come before Council on March 8th. Staff also discussed an additional sales tax on medical marijuana. City Attorney Landwehr added that a lawsuit has been filed with the State Supreme Court regarding challenges to state and local licensing.

City Clerk: Gail Davidson. Informed Council that she has received the paperwork on the transfer of the Sugah's Restaurant Hotel & Restaurant liquor license.

WSC Liaison: Jesse Cruz. Absent.

Non-Scheduled Citizens: None.

City Council Discussion, Meeting Reports, Items for Work Session:

Mayor Ferguson: reported he attended the Tourism Association meeting this morning. They are making progress. CBMR reported that skier days, sales and real estate sales are all up. They have 200" of snow. A new Crystal River/Marble Chamber of Commerce is starting up in that end of the County.

Councilor Miller and Councilor Harriman: Nothing to report. She will be attending the P&Z and GHA meetings next week.

Councilor Houck: reported he will be attending the RTA meeting this Friday. Bus ridership information should be available. He will be gone for next week's Council meeting.

Councilor Nesbitt: reported the Water Board did not raise their mill levy this year even though they acquired a building. They are saving money each month. The building does have a community meeting room available.

Adjournment: Mayor Ferguson called for any further discussion, and hearing none, adjourned the meeting at 7:29 P.M.

Mayor

City Clerk